

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

PS - Revenue Department - Sri G.David Paul, MRO (now retd) - Allegation by getting appointment on producing false date of birth certificate - Disciplinary action initiated - Enquiry - Enquiry Report - Communicated - Explanation - Show Cause Notice - Explanation - Imposing a punishment of 50% cut in pension for a period of five (5) years - Orders - Issued.

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REVENUE (VIGILANCE.II) DEPARTMENT

G.O.Rt.No. 1434 .

Dated:04.10.2010.

Read the following:

1. G.O.Rt.No.795, Rev. (Ser.II) Deptt., dt.27.6.2000.
2. From the Joint Collector, Hyd. Lr.No.A3/4563/2001, dt.13.9.03
3. Govt.Memo.No.3139/Vig.II(2)/2001-6, dt.22.6.04.
4. Reptn. of Sri G.David Paul, MRO dt.8.7.04.
5. Govt.Memo.No.3139/Vig.II(2)/2001-9, dt.11.2.05.
6. From Collector, Hyd. Lr.No.A3/4563/2001, dt.6.6.2008.
7. Govt.Memo.No.3139/Vig.II(2)/2001-16, dt.21.7.2008.
8. Reptn. of Sri G.David Paul, MRO (now retd), dt.28.8.2008.
9. Govt.Memo.no.3139/Vig.II(2)/2001-17, dt.9.1.2009.
- 10.Explanation of Sri G.David Paul, MRO (now retd), dt.12.8.09.
- 11.Govt.Letter.No.3139/Vig.II(2)/2001-20, dt.21.11.09.
12. From Secretary, APPSC Lr.No.25/RT-I/3/10, dt.25.02.2010.

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O R D E R:-

Whereas it was brought to the notice of the Government that Sri G.David Paul, Mandal Revenue Officer on deputation to APIDC secured appointment by producing a false date of birth certificate. Government after considering the report furnished by the Intelligence Department and also the explanation of the individual in the matter have issued orders appointing the Joint Collector, Hyderabad to conduct enquiry against Sri G.David Paul, MRO on deputation to APIDC, under rule 20 of APCS (CCA) Rules, 1991 vide reference 1<sup>st</sup> read above. The Enquiry Officer has submitted his enquiry report through reference 2<sup>nd</sup> read above, stating that it is evident that Sri G.David Paul misled the Government regarding his date of birth and the charges were held proved against him.

2. Government have examined the report and decided to impose a major penalty under rule 9 of A.P.Civil Services (CCA) Rules, 1991 besides recovering the excess amount of salary paid to the individual beyond his actual date of retirement i.e. 31.10.1996 for the charges proved against him and accordingly issued a show cause notice directing him to submit the representation if any on the proposed punishment through the reference 3<sup>rd</sup> cited.

3. In the reference 4<sup>th</sup> read above, Sri G.David Paul, MRO has submitted a representation stating that during the enquiry no witness were examined nor in the record of enquiry any discussions were made on the documents to be presented on behalf of the prosecution. Accordingly, Government have examined the representation and directed the Joint Collector, Hyderabad to conduct further enquiry duly following the procedure prescribed in the Classification, Control and Appeal Rules with particular reference to the contentions raised by the individual vide reference 5<sup>th</sup> read above.

4. In the reference 6<sup>th</sup> read above, after conducting re-enquiry, the Joint Collector, Hyderabad has furnished enquiry report stating that the charges framed against Sri G.David Paul, former MRO (now retired) are held proved.

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5. In the reference 7<sup>th</sup> read above, a copy of the enquiry report was communicated to Sri G.David Paul, former MRO (now retired) to offer his representation if any on the findings of the enquiry officer. In the reference 8<sup>th</sup> read above, the delinquent officer has submitted his representation stating that the date of birth so entered in the service records of the employee shall be final as per G.O.Ms.No.165, Fin. Deptt., dt.21.4.1984 and requested to drop further action against him.

6. Government, after careful examination of the matter keeping in view of the charges and findings of the enquiry officer and the representation of the delinquent officer, have provisionally decided to withhold the entire pension and gratuity besides recovery of the amount paid to him beyond his normal date of superannuation (i.e. 31.10.96) i.e. from 1.11.96 to 31.10.04 in the form of Pay and Allowances or otherwise against Sri G.David Paul, formerly MRO (now retired). Accordingly, a show cause notice was issued directing Sri G.David Paul, formerly MRO (now ret'd) to submit his explanation to Government as to why the said punishment shall not be imposed on him within 15 days from the date of receipt of this memo failing which further action will be taken basing on the material available in the records through the reference 8<sup>th</sup> read above. In response, Sri G.David Paul, former MRO (now ret'd) has submitted representation stating that the date of birth of an employee entered in the service record shall be final and requested to drop further action against him in the matter on humanitarian grounds.

7. Government, have examined the entire material keeping in view of the representation of the individual and is of the view that the Accused Officer has deliberately suppressed the actual date of birth i.e. 15.10.1938, which was recorded in the Methodist Boys High School records. His claim of 05.10.1946 as the Date of Birth is not tenable as he himself declared his age as 24 years for the purpose of his marriage certificate for the marriage held on 05.03.1962. Similarly his appointment as clerk w.e.f. 01.07.1959 at CSI Allen High School, Ramkote indicates that he could not have been borne on 05.10.1946. However, the pay and allowances were paid to Sri G.David Paul, former MRO (now retired) beyond 31.10.1996 only, since the concerned superior authorities have failed to take timely action before 31.10.96 and allowed him to continue in service beyond that date and upto 31.10.2004 as per the date of birth recorded in his service register, and therefore the same should not be recovered from him, Government have accordingly decided to impose a punishment of 50% cut in pension for a period of five (5) years against Sri G.David Paul, former MRO (now retired).

8. Accordingly, Government, hereby impose a punishment of 50% (fifty percent) cut in pension for a period of (5) five years on Sri G.David Paul, former Mandal Revenue Officer (now ret'd).

9. The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Chief Commissioner of Land Administration, AP, Hyderabad.  
The District Collector, Hyderabad.  
Sri G.David Paul, former MRO (now ret'd)  
through District Collector, Hyderabad.  
The Secretary, APPSC, Hyderabad.  
The Accountant General, Andhra Pradesh, Hyderabad.  
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER